IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EITGH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 13341 of 1993

Between:

1. Smt.P.Vijaya Prasanthi D/o.Thata Rao,
   Srinivas nagar, D.No.65-1-87,
   Sriharipuram, Malkapuram PO Visakhapatnam.

2. P.Lakshmana Rao, S/o.Sri Thata Rao,
   Srinivas nagar, D.No.65-1-87,
   Sriharipuram, Malkapuram PO Visakhapatnam.

.... PETITIONER

AND

1. Government of Andhra Pradesh, rep by its
   Chief Secretary to Government, General Admn.Dept.,
   Secretariat, Hyderabad.

2. The A.P.Public Service Commission, rep.by its
   Chairman, M.J.Road, Hyderabad.

3. The District Collector, Visakhapatnam

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction more particularly a Writ in the nature of a Writ of Mandamus directing the respondents to implement forthwith the A.P.Public Service Commission selection list regarding Group IV C in so far as selections of May 1989 in respect of the petitioners are concerned based on their selections of May 1989, the petitioners are concerned based on their selection in accordance with the notification No.1/89 as published on 2-1-1989 and selection made in accordance with the same notification by appointing the petitioners to the category of posts in Group IV C in A.P.Government after declaring if necessary that the A.P.Administrative Tribunal and the Administrative Tribunal Act, 1985 as unconstitutional and the Administrative Tribunal Act, 1985 as unconstitutional and ultravires.

For the Petitioner:MR.S.SATYAM REDDY

For the Respondent No.: G.P for General Administration Department

The Court Made the Following :

ORAL ORDER:

The cause in this writ petition has to be agitated before the A.P. Administrative Tribunal and as such the writ petition is not maintainable before this Court.

The writ petition is accordingly dismissed giving liberty to the petitioners to approach the A..P. Administrative Tribunal, if they so choose.

_____

8th July, 2004.

Mrb

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. Government of Andhra Pradesh, rep by its
   Chief Secretary to Government, General Admn.Dept.,
   Secretariat, Hyderabad.
2. The A.P.Public Service Commission, rep.by its
   Chairman, M.J.Road, Hyderabad.
3. The District Collector, Visakhapatnam
4. Two CCs to G.P. for General Administration Department.
5. Two CD Copies